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UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

1 HASTINGS COLLEGE OF THE  
2 LAW, a public trust and institution  
3 of higher education duly organized  
4 under the laws and the Constitution  
5 of the State of California;  
6 FALLON VICTORIA, an individual;  
7 RENE DENIS, an individual;  
8 TENDERLOIN MERCHANTS AND  
9 PROPERTY ASSOCIATION, a  
10 business association;  
11 RANDY HUGHES, an individual; and  
12 KRISTEN VILLALOBOS, an  
13 individual,

14 Plaintiffs,

15 v.

16 CITY AND COUNTY OF SAN  
17 FRANCISCO, a municipal entity,

18 Defendant.

Case No. 4:20-cv-03033-JST  
**JOINT CASE MANAGEMENT  
STATEMENT**

1        As directed by the Order of this Court, the parties met and conferred and  
2 submit this joint Case Management Conference Statement.

3        1.        Both sides are interested in exploring informal resolution of the  
4 case on an expedited basis.

5        2.        Plaintiffs would prefer that this Court be included in all aspects of  
6 the case, including settlement discussions. To that end, plaintiffs would consent  
7 to this Court having ex parte communications with defendant City and County  
8 of San Francisco (City), including the City Attorney's Office, the Office of the  
9 Mayor, and any City official, agency or department. Plaintiffs would not  
10 condition their consent to this Court making ex parte settlement  
11 communications with the City on the Court also being able to have ex parte  
12 settlement communications with the plaintiffs -- although plaintiffs would prefer  
13 that the Court also be able to do so.

14        3.        Because this Court would have to adjudicate contested issues  
15 should the parties be unable to reach a settlement, the City believes that it is  
16 preferable for a Magistrate Judge to assist the parties in settlement discussions.  
17 While a negotiated resolution is likely to require more than one settlement  
18 conference (given the number of City agencies from which input would be  
19 necessary), the City proposes that plaintiffs and a limited number of City  
20 representatives hold a preliminary meeting with the Magistrate at the earliest  
21 opportunity. The City believes that Magistrate Judge Corley would be well  
22 suited to assist the parties in this matter and requests assignment to her if she is  
23 available.

24        4.        Plaintiffs are preparing pleadings requesting a preliminary  
25 injunction and order of mandamus. The City proposes a pause on motions and  
26 responsive pleadings so that the parties' energies can be focused on settlement  
27 discussions. Plaintiffs would agree to an initial 20-day extension of time for the  
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1 City to respond to the complaint and to hold off on filing motions for a  
2 preliminary injunction and order of mandamus for that time period.

3 5. The parties agree that frequent and focused case management  
4 conferences would be helpful at the outset of the litigation.

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6 WALKUP, MELODIA, KELLY & SCHOENBERGER  
7 GREENBERG GROSS LLP  
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9 Dated: May 13, 2020

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24 KRISTEN VILLALOBOS

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28 OFFICE OF THE CITY ATTORNEY

29 Dated: May 13, 2020

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